IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Herron et al.

Serial No.: 09/973,557

Filed: October 10, 2001

For: INTEGRATED OPTIC WAVEGUIDE

IMMUNOSENSOR

Confirmation No.: 7868

Examiner: L. Ramillano

Group Art Unit: 1743

Attorney Docket No.: 0274.02-2455.3US

(U-2025.3)

CERTIFICATE OF MAILING

I hereby certify that this correspondence along with any attachments referred to or identified as being attached or enclosed is being deposited with the United States Postal Service as First Class Mail on the date of deposit shown below with sufficient postage and in an envelope addressed to the Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

February 1, 2007

Date

Signature (

Name (Type/Print)

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In compliance with the duty to disclose information material to patentability pursuant to 37 C.F.R. § 1.56, it is respectfully requested that this Supplemental Information Disclosure Statement be entered and the documents listed on attached PTO/SB/08 be considered by the Examiner and made of record. Copies of any cited foreign patents, publications, or pending 373557 unpublished U.S. applications are enclosed pursuant to 37 C.F.R. § 1.98(a)(2).

In accordance with 37 C.F.R. § 1.97(g) and (h), filing of this Supplemental Information Disclosure Statement is not to be construed as a representation that a search has been made or an admission that the information cited herein is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b). Further, no representation is made by Applicants herein that no other possible material information as defined in 37 C.F.R. § 1.56 (b) exists.

	U.S. Patent Documents	
U.S. Patent No.	Publication Date	<u>Patentee</u>
US - 5,071,248	12/10/1991	Tiefenthaler et al.
	Foreign Patent Documents	•
Document No.	Publication Date	<u>Patentee</u>
EP 0 519 623 A2	12/23/1992	CIBA Corning Diagnostics Corp.
WO 94/27137	11/24/1994	University of Utah Research Foundation
WO 99/36787	07/22/1999	Discovery Technologies AG (English Abstract included)

Other Documents

ZHOU et al., "Multichannel Evanescent Fluorescence Immunosensing Using Potassium and Sodium Ion-Exchanged Patterned Waveguides," Journal of Molecular Electronics, Vol. 7 (July 1991), pp. 135-149.

Applicants offer to supply any explanation or discussion of the documents which the Examiner feels is necessary or desirable and which is requested.

This Supplemental Information Disclosure Statement is filed after the mailing date of the first Office Action on the merits.

The fee pursuant to 37 C.F.R. § 1.17(p) is enclosed.

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Brick G. Power

Registration No. 38,581 Attorney for Applicants

Respectfully submitted,

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Salt Lake City, Utah 84110-2550

Telephone: 801-532-1922

Date: February 1, 2007

BGP/dn:eg

Enclosures: Form PTO/SB/08 (2 pages)

Copies of Cited Non-U.S. Patent Documents (4 documents)

Check No. 10766 in the amount of \$180.00

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Complete if Known		
Application Number	09/973,557	-
Filing Date	October 10, 2001	
First Named Inventor	Herron et al.	_
Group Art Unit	1743	
Examiner Name	L. Ramillano	
Attorney Docket Number	0274.02-2455.3US	

		Document Number	Publication Date	Name of Patentee or Applicant of	Pages, Columns, Lines, Where Relevant
Examiner Cite Initials • No.	Number - Kind Code ² (if known)	MM-DD-YYYY	Cited Document	Passages or Relevant Figures Appear	
		US-5,071,248	12/10/1991	Tiefenthaler et al.	
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F	Cite	FOREIGN PA		Name of Patentee or	Pages, Columns, Lines,	
Examiner Initials*	No.1	Country Code ³ - Number ⁴ - Kind Code ⁵ (if known)	Publication Date MM-DD-YYYY	Applicant of Cited Document	Where Relevant Passages or Relevant Figures Appear	T ⁶
		EP 0 519 623 A2	12/23/1992	CIBA Corning Diagnostics Corp.		
		WO 94/27137	11/24/1994	University of Utah Research Foundation		
-		WO 99/36787	07/22/1999	Discovery Technologies AG (English Abstract included)		х

Examiner Signature	Date Considered	

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^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

DTO/CD/00D	(10.03)
PTO/SB/08B	(10-03)

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Group Art Unit 1743

Examiner Name L. Ramillano

Attorney Docket Number 0274 02-2455 3US

(use as many sheets as necessary)

Sheet 2 of 2

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials *	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T²
		ZHOU et al., "Multichannel Evanescent Fluorescence Immunosensing Using Potassium and Sodium Ion-Exchanged Patterned Waveguides," Journal of Molecular Electronics, Vol. 7 (July 1991), pp. 135-149.	

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